

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EDGAR LAVERDE,

Plaintiff,

-against-

CAPITAL ONE HEALTHCARE FINANCE,
CIT GROUP INC.,

Defendants.

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ELECTRONICALLY FILED
DATE 1/11/08 BY 1/11/08 dh

No.: 07-Civ-4838 (BSJ) (GWG)

ECF CASE

VOLUNTARY JOINT STIPULATED DISMISSAL

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiff Edgar Laverde, and Defendants Capital One F.S.B. (erroneously sued herein as "Capital One Healthcare Finance") and CIT Bank (erroneously sued herein as "CIT Group Inc."), by their undersigned counsel, stipulate and agree that the above-entitled action is hereby dismissed, with prejudice. Each party shall bear their own costs.

Dated: January 7, 2008
New York, New York

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Capital One F.S.B. (erroneously sued herein as "Capital One Healthcare Finance") and CIT Bank (erroneously sued herein as "CIT Group Inc.")

SO ORDERED

01/07/2008 MON 10:09 [TX/RX NO 79891] 001

Barbara J.

U.S.D.J.

1/18/08